



PATENT

Case Docket No. ABIOS.001A

Date: January 28, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Sekar et al.  
Appl. No. : 10/628,879  
Filed : July 28, 2003  
For : FLUORESCENCE  
POLARIZATION ASSAY  
Examiner : Unknown  
Group Art Unit : 1641

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

January 28, 2004

(Date)

Andrew N. Merickel, Reg. No. 53,317

TRANSMITTAL LETTER

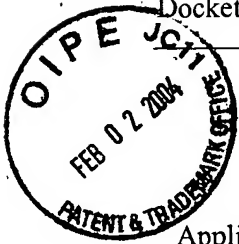
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed for filing in the above-identified application are:

- (X) An Information Disclosure Statement.
- (X) A PTO Form 1449 listing six (6) references.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Account No. 11-1410.
- (X) Return prepaid postcard.

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## INFORMATION DISCLOSURE STATEMENT

|                |   |                                 |
|----------------|---|---------------------------------|
| Applicant      | : | Sekar et al.                    |
| App. No.       | : | 10/628,879                      |
| Filed          | : | July 28, 2003                   |
| For            | : | FLUORESCENCE POLARIZATION ASSAY |
| Examiner       | : | Unknown                         |
| Group Art Unit | : | 1641                            |

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing 6 references. Copies of disclosed U.S. patents and publications are not included pursuant to PTO waiver of the requirement under 37 C.F.R. § 1.98(a)(2)(i) for applications filed after June 30, 2003. Copies of other references, if listed, are enclosed.

This Information Disclosure Statement is being filed before the mailing date of a final action under 37 C.F.R. § 1.113 and before the mailing date of a Notice of Allowance under § 1.311. A certification under 37 C.F.R. § 1.97(e) is set forth below. Thus, no fee is required as set forth in 37 C.F.R. § 1.97(c).

CERTIFICATION UNDER 37 C.F.R. § 1.97(e)(1)

I hereby certify that each item of information contained in this Statement was first cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated:

January 28, 2004

By:

Andrew N. Merickel

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FORM PTO-1449

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.  
ABIOS.001AAPPLICATION NO.  
10/628,879INFORMATION DISCLOSURE STATEMENT  
BY APPLICANT

(USE SEVERAL SHEETS IF NECESSARY)

APPLICANT  
Sekar et al.FILING DATE  
July 28, 2003GROUP  
1641

## U.S. PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | DOCUMENT NUMBER    | DATE    | NAME              | CLASS | SUBCLASS | FILING DATE<br>(IF APPROPRIATE) |
|---------------------|----|--------------------|---------|-------------------|-------|----------|---------------------------------|
|                     | 1  | 6,610,504 B1       | 8/26/03 | Yuan              |       |          |                                 |
|                     | 2  | 6,399,302 B1       | 6/4/02  | Lannigan et al.   |       |          |                                 |
|                     | 3  | 6,423,493 B1       | 7/23/02 | Gorenstein et al. |       |          |                                 |
|                     | 4  | 6,544,776 B1       | 4/8/03  | Gold et al.       |       |          |                                 |
|                     | 5  | 6,573,045 B1       | 6/3/03  | Karn et al.       |       |          |                                 |
|                     | 6  | US 2002/0037506 A1 | 3/28/02 | Lin et al.        |       |          |                                 |
|                     | 7  |                    |         |                   |       |          |                                 |
|                     | 8  |                    |         |                   |       |          |                                 |
|                     | 9  |                    |         |                   |       |          |                                 |
|                     | 10 |                    |         |                   |       |          |                                 |

## FOREIGN PATENT DOCUMENTS

| EXAMINER<br>INITIAL |    | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|---------------------|----|-----------------|------|---------|-------|----------|-------------|----|
|                     |    |                 |      |         |       |          | YES         | NO |
|                     | 11 |                 |      |         |       |          |             |    |
|                     | 12 |                 |      |         |       |          |             |    |
|                     | 13 |                 |      |         |       |          |             |    |
|                     | 14 |                 |      |         |       |          |             |    |
|                     | 15 |                 |      |         |       |          |             |    |

## OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)

| EXAMINER<br>INITIAL |    |
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|                     | 16 |
|                     | 17 |
|                     | 18 |
|                     | 19 |
|                     | 20 |

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| EXAMINER   | DATE CONSIDERED |
|--|-----------------|
| *EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT. |                 |